The opinion in support of the decision being entered today <u>not</u> binding precedent of the Board.

## UNITED STATES PATENT AND TRADEMARK OFFICE

## BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte WILLIAM REX AKERS, JEFF W. CANTERBURY, BLAKE B. MILLER, CRAIG ALAN WALKER, JAMES R. KING, JERRY L. GRAVES, JAY TRAVIS PATTERSON, ROBERT J. NORMYLE, KEVIN P. HALE, BRANDON T. WATTS and KAREN D. RAU

Application 09/851,745

ORDER DISMISSING APPEAL

MAILED

SEP **2 7** 2007

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

On July 11, 2003, the appellant filed a Notice of Appeal. On September 27, 2006, the appellant filed a Request for Continued Examination (RCE) of the application.

Accordingly, it is

ORDERED that the appeal filed July 11, 2003, is dismissed.

The application is herewith being returned to the examiner for further action as may be appropriate.

BOARD OF PATENT APPEALS AND INTERFERENCES

Patrick J. Nolan

Deputy Chief Appeals Administrator

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Ewh/PJN